



Patent Application
Docket #34645-00446USPT

#13/B
(NE)
AF
7/17/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

In re Application of:

Johansson et al.

Serial No.: 09/391,768

Filed: September 8, 1999

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Confirmation No.: 9053 JUL 15 2003
Group Art Unit: 2654 Technology Center 2600
Examiner: Angela A. Armstrong

For: SPEECH CODING WITH COMFORT NOISE VARIABILITY FEATURE FOR
INCREASED FIDELITY

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this paper or fee is being deposited with the
U.S. Postal Service as first class mail on the date indicated below
and is addressed to: Mail Stop AF, Commissioner for Patents, P.O.
Box 1450, Alexandria, VA 22313-1450
Date: July 9, 2003

Signature *Marcy Overstreet*
Marcy Overstreet

Dear Sir:

RESPONSE TO OFFICE ACTION

In response to the Final Office Action dated May 28, 2003, kindly amend the above
identified application per patent as follows:



AF/2700

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I hereby certify that this correspondence is being deposited postage paid with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on: July 9, 2003

Signature

Marcy Overstreet

AMENDMENT TRANSMITTAL LETTER

Dear Sir:

This is a Response to the Final Office Action dated May 28, 2003 in the above-identified application and includes the transmitted herewith attachments of the same date and subject which are incorporated hereunto by reference. The signature below is to be treated as the signature to the attachments in absence of a signature thereto.

Transmitted herewith in the above-identified application are:

- 1) Response to the Final Office Action dated May 28, 2003; and
- 2) Postcard Acknowledgment.

PATENT APPLICATION
DOCKET NO.: 34645-00446USPT

____ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

____ A verified statement claiming small entity status under 37 CFR 1.9 and 1.27 is enclosed.

X No additional fee is required.

____ The Fee for entering the attached Amendment is calculated below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST # PREVIOUSLY PAID FOR		PRESENT EXTRA		SMALL ENTITY RATE		LARGE ENTITY RATE	
TOTAL CLAIMS	12	-	20 (at least 20)	=	-0- (at least 0)	x9	=	OR	x18	= \$ -0-
INDEP. CLAIMS	7	-	7 (at least 3)	=	-0- (at least 0)	x4-	=	OR	x84	= \$ -0-
FIRST PRESENTATION OF PROPER CLAIMS (leave blank if this is a reissue appln)						+135	=	OR	+270	= \$ ____

FEE FOR CLAIM AMENDMENTS \$ -0-

____ IDS ATTACHED REQUIRES OFFICIAL FEE - ADD \$210 (RULE 1.97(c)) OR \$130 (RULE 1.97(d) PETITION) \$ ____

____ Assignment Recordation Fee (\$40) \$ ____

____ IF TERMINAL DISCLAIMER attached add Rule 20(d) Official Fee \$55 (Small Entity) \$110 (Large Entity) \$ ____

____ Petition is hereby made under 37 CFR 1.136(a) to extend the original due date to cover the date this response is filed for which the requisite fee is attached:

	Small Entity	Large Entity
One Month	____ \$ 55	____ \$110
Two Months	____ \$205	____ \$410
Three Months	____ \$465	____ \$930
Four Months	____ \$725	____ \$1,450

ADDITIONAL FEE FOR EXTENDED RESPONSE \$ ____

Applicant has not been notified that the requested extension will not be permitted. The present application is not involved in an interference declared pursuant to 37 CFR 1.611.

TOTAL FEES \$ ____

____ A check in the amount of \$ ____ to cover the TOTAL FEE is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0447.

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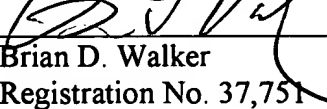
— Please charge my Deposit Account No. 10-0447 in the amount of \$_____ to cover the TOTAL FEE. This sheet is attached in duplicate.

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and may be required under 37 CFR 1.16-1.18 (missing or insufficiencies only) now or hereafter relative to this application and for the resulting Official Document under 37 CFR 1.20, OR credit any overpayment to our Deposit Account No. 10-0447, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Respectfully submitted,

JENKENS & GILCHRIST
A Professional Corporation

By: 
Brian D. Walker
Registration No. 37,751

Date: July 9, 2003

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